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Special Election.

A Proclamation by the Governor.

Executive Department.
Nebraska Territory.

Whereas, a vacancy has occurred in the office of Auditor of this Territory, and whereas it is provided by law that such vacancy shall be supplied by the Governor of the Territory, who shall issue his writ of election, directing such election to be held to fill such vacancy, on the first Tuesday in August next, being the 2nd day of said month, that being the day fixed by law for the election of members of the General Assembly. The Territorial officers will see that proper returns are made to them of said election, and the Sheriffs of the several counties are required to give notice thereof in the manner prescribed by law.

In testimony whereof, I have hereunto set my hand and caused the great seal of the Territory to be affixed, at Omaha City this [illegible] day of July A.D. 1855

[illegible]

way of Nebraska arrived a
ving taken the oath of offi
at Nebraska City July 12th 1858.

Oath of Ol. S. Morton.

I Tow having been appointed by the President
States, with the advice and Consent of the
tary of the Territory of Nebraska, do
reear that I will faithfully support the Constitution
ected States. well and faithfully perform the duties
Post office, and that I will support the Constitution
of the United States.

(Signed) O. Sidney Morton

Sworn to and subscribed before me
this 12th day of July A.D. 1858.

(Signed) Lewis D. Reed

Associate Justice of the Supreme Court of Nebraska

Recorded July 14th A.D. 1858

A PROCLAMATION.

When a question arises as to [illegible]
[illegible] the burden of proof [illegible]
[illegible] the [illegible] of [illegible]
[illegible] the [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible] [illegible]
[illegible]

Emancipation Proclamation

C. B. Jordan as Auditor

Know all men by these presents that we Robert G Fleming as principal and A R Gillmore and J. J. H. Gillmore as Sureties, are firmly bound unto the Territory of Nebraska in the penal sum of Five Thousand Dollars to be paid to the Territory of Nebraska for which payment well and truly to be made, we firmly and severally bind ourselves by these presents.

Dated at the City of Omaha this 23rd day of August A. D. 1858. Whereas the above bounden Robert G Fleming has duly elected to the office of Territorial Auditor for the said Territory at an election held on the seventh day of August A. D. 1858.

Now therefore the condition of this obligation is such that if the said Robert G Fleming shall during his term of office faithfully and impartially perform the duties of his office according to law and shall exercise reasonable diligence and care in the preservation of all books and papers appertaining to said office, and justly deliver the same to his successor this obligation to be void

Otherwise of force.

Robert G Fleming

A R Gillmore

J. J. H. Gillmore

Estimate of Expenditures

Dear Sir,

Mr Howell Co. R.

Rio N.C. Railway

In advance to ascertaining from your Department the lowest rate estimate of the expenses of the Society of this ship for the next fiscal year as follows:

[illegible]	$10.00
[illegible]	1.00
[illegible]	
[illegible]	2.00
[illegible]	30.00
[illegible]	
[illegible]	

ge to the Legislative Assembly of Nebraska Terrt.

DELIVERED

By

William A. Richardson, Governor of Nebraska,
at the Capitol—Omaha
September 20th 1855

Gentlemen of the Legislative Assembly:

The people of Nebraska have confided upon the important task of enacting such laws for the protection of their rights and interests, as the exigencies of the times, and the circumstances by which we are surrounded demand.—

The only laws now in force which we have now to consider, is the common law of England. All other enacted laws have been established by the act of the provisional legislature. The common law is uncertain and doubtful in reference to every proceeding and offence and its principles must, that every point will have to be adjudicated, before the courts can tell what the law is.—

Many valid titles to property have been ascertained as to whether any offences are to be punished at all, because that law it has been decided that persons forgeries, and all offences should be punished by death or a penalty which renders the trial attended with that labor inseparable to the ideas of Justice and humanity, and insufficient to the wants and necessity in which we live.—

Almost all the States in the Union have adopted criminal laws, whether the punishment be greater or different from what they were at the time they adopted the statutes and penalties. And with such examples before us, it is not a difficult matter to frame and adopt a criminal code for this Territory, which shall at once provide for the just and certain punishment of all offences.

Having thus briefly called your attention to the necessity of enacting a statute and substituting a criminal Law, of Justice in the same connection to call your attention to the necessity of passing laws clearly defining the jurisdiction and duties of Sheriffs of the Peace, Constables and other officers of the Territory. It is impossible to have the laws administered by inferior officers unless their duties and jurisdiction are clearly defined by Statute Law.—

Each member of the Legislative Assembly is aware of the fact that Justices of the Peace in the Territory have refused to investigate charges of crimes or preserve the peace or do any other act unless they could find the authority in the Statutes for so doing. I therefore invite your attention to the importance of this subject.—

I submit herewith the reports of the Auditor & Treasurer of the Territory.—

By the Auditor's report it will be seen that the outstanding liabilities of the Territory are $15,774,95 cents & it will be seen by the Treasurer's report that five Commissioners Tax Bridge, Burglar Cap. &c, must, from his have paid any revenue into the Territorial treasury and the County Commissioners have not paid in the full amount due from them up to this time.—

Both the Auditor and Auditor recommend changes in the Revenue Laws of the Territory & point out many inconsistencies & defects under the present system of the Territory & the fact that would cause the payment of the present Taxes to be very unequal, and to fall unjustly upon the property holders & recommend the repeal of such laws.

The attention of the Auditor and Treasurer is called to the propriety of the Territory providing for the payment of the Territorial indebtedness.

The Auditor and Treasurer have in their Reports called the attention of the Legislature to the fact that many Bonds issued by Counties for Bridges & other purposes have been forfeited, the Counties not having complied with the terms of the Charters granted, while others would not have obtained any Charters, and have not complied with the terms, & all these Counties are entitled to protection,—

The Auditor and Treasurer will be ready by way of them for relief of such Counties & make suggestions regarding the Bonds & point out to you their views, and leave public matters to be suggested by you.—

The Auditor and Treasurer make the Territorial liability responsible for the issue of the Bonds, & the time of redemption is extended & the Territorial liability is discharged up to & assents to the extension,—

I would recommend to you the propriety of fixing by law the interest which shall be sufficient to discharge debts in the Territory in the future.—

The Law limiting the prosecution of suits in the Territory is dictated by prudence and necessity.— Most of the States of the Union have limitations of actions for the recovery of rights by law are extended to a long period of time, in others the period of time is very short, Reason and justice point to a period of time between these extremes that should be adopted by the Territory.—

Com is directed also to law now in force, relative to Notaries Commissioners of Deeds— You will find, that while commissioner is allowed to the largest cities in the Union, are to be commissioned without limit, in the smallest towns in Ter— A new law, regulating the appointment of these offices

Appropriations have heretofore been made by Congress to construct two Roads in the Territory, one from Platte River to the L'Eau Qui Court, and the other from the Nicollet's River to Fort Kearny, they have proved inadequate to complete them, as designed. A further appropriation, therefore, becomes necessary to complete them.— The roads are of great importance to the people of the Territory, and the General Government, and it is believed that further appropriations will be made, and the roads speedily completed.— The Governor in his message made the following recommendation. A memorial should also be forwarded, praying for an appropriation for a Military Bridge across the Platte River.— Every good citizen cordially desires that the fertile, ethereal alluvion heretofore existing between the two sections of the Territory, should create for us and speedily assume the importance of your Honorable body to contribute to such a result. The importance of the earliest consideration of these memorials to Congress, should elicit their immediate action.— The subject is important enough to be again referred to.—

There are other subjects which will demand your attentive consideration during the present session, and it will afford me great pleasure to co-operate in whatever will conduce to the public welfare.

I congratulate you, Gentlemen, upon the general prosperity and advancement of the Territory— We have ample freedom to justify the wants of our people, together with those of the immigrant, and all may go rejoicing to their homes where the harvest does not exhibit a profusion.

The husbandman has drawn wealth from the cultivation of the land and fruits from the teeming industry which has filled all the world from the certain increase of a Nation's greatness, power and wealth.

But this wealth of the soil sinks into comparative insignificance when contrasted with that wealth which is hidden beneath it— Those hills abound in mineral and coal which underlie the greater portion of the Territory.

The most superficial investigations prove the existence of coal and iron in abundance— And now hundreds of the sturdy sons of the border are en route for the western portion of the Territory, in pursuit of gold— Daily rising credence to apparently well authenticated reports from Pike's Peak and Sacramento Peaks, a new Eldorado had been opened in which shall give an impetus to every branch of industry and make the great valley of the Missouri not only the granary but the money power of the Union.— In this connection the memorial to Congress asking an appropriation to defray

[illegible] can but be approved

[illegible]

[illegible]

[illegible]

REPORT

of the

Territorial Treasurer.

Office of Territorial Treasurer
Omaha, N.T. Sept. 20th 1858

To His Excellency, W. A. Richardson,
Governor of Nebraska.

Sir:— In compliance with the requirements of the Laws specifying the duties of the Territorial Treasurer, I herewith submit a statement of the condition of the Treasury.—

It will be seen that five Counties viz: Dodge, Douglas, Cass, Otoe and Johnson, have paid a per Centage into the Territorial Treasury, and the Counties mentioned have not paid in the full amount due from them, up to this time.—

Complaints have been made by County Treasurers of their inability to collect the Territorial Revenue, on account of the insufficiency of the Revenue Laws, and the lack of authority to enable the proper officers for levying the rate of Taxation for them. Under this state of things the securities and sureties of a Territorial Treasurer are exposed to trouble, and it is doubtful that they can be relieved except by law, and make provision for changing it into effect.

It is confidently believed that the Legislature, that will convene in December next, will take prompt and efficient measures for securing and the collection of the Revenue due the Territory, and thereby relieve the Treasurer and his sureties from the unpleasant position they now occupy.

The amount of money in the Treasury is $1,[illegible] in gold and silver, and is deposited with the following persons having been duly licensed to receive such deposits, as follows.—

[illegible]

Respectfully submitted
W. H. Hyams
Territorial Treasurer

Continued on next page

City of Ithaca, in account with N. W. Mysmon, Financial Secretary

1856		Dr	
May 14,	By amount received of N. Caldwell, Treasurer of Corp. Co		$66.
June 16	By amt rec'd of W. Underwood, Treas of Bridge Co		20.
Dec. 16	By amt paid of Mansard Road, Indians & fees,	$14.50	
April 8	By Amt rec'd of N. Hebbleth, Road Commr. &c.		30.00
July 1	By amt rec'd of City Treasurer Interest Bonds,		40.000
	By draft of Mayor & Common Council in favor	40000	
Dec. 15	To paid Mansard, Gale, & Co. 3 Warrants,	5.50	
Dec. 15	To paid for Printing for Treasurer's office	5.00	
Dec. 15	To paid for Printing Assessment Rolls	5.50	
1857			
March	To paid Mansard Interest on [illegible]	36.00	
[illegible]	By Amt rec'd [illegible]		30.00
July 1	By amt rec'd [illegible]		30.00
July 2	To paid City Treasurer Interest on Bonds	30.00	
[illegible]	By amt rec'd [illegible]		1.33
Aug. 13	By amt rec'd [illegible]		1.66
Sept. 10	By amt rec'd [illegible]		1.00
Sept. 26	To Amt paid Mansard Gale & Co.	1.00	
1858			
Jan. 11	To Amt paid [illegible]	5.00	
	To Amt of Warrants in the hands of Treasurer		
Balance			

Balance due to N. W. Mysmon

RECAPITULATION

Amount of Warrants drawn on City
Amount of Warrants paid

Wm. L. Marcy

Omaha City, N.T.

September 15th 1858

W. A. Richardson,

Governor of Nebraska.

Dear Sir:— In compliance with your request & herewith submit for your examination, the Statement of the issue of Treasury Warrants from July 11th 1855, to September 1st 1858. Comprising the total issued from the organization of the Territory to the present time.

For Expenses incurred during the different Sessions of the Legislature, as Fireman, Engrossing clerks, Indexing Journals, &c., &c.,	$ 6,325.05
For comparing Election Returns and as special Messengers bearing returns, &c, &c.,	300.00
For Incidental expenses, Heating Cars, Rent of Arsenal, repairing Chairs, &c, &c.,	259.00
For Salaries of Territorial Officers, Auditor, Librarian & Treasurer,	2,511.24
For Interest paid for taking Census,	2,336.69
For Civil Expenses of District Attorney,	1,213.36
Total Amt of Warrants issued,	$16,645.31
Add to the above Amt of Warrants issued by Treasurer according to act of Legislature	1,500.00
Amount of Warrants drawn on bonds July 1, 1858 (unpaid)	542.00
	31,193.31
Deduct from the above Amt of Warrants redeemed with Cash by Treasurer,	1,136.00
and do from Co Treasurers for Taxes	1,233.26
	31,193.31
Outstanding Warrants, Bonds and Interest on Bonds,	16,645.31

The above statement embraces all the debt of the Territory for which the Funds and other obligations of the Territory have been issued.

The necessity for an efficient and just Revenue Law is so apparent that I deem it only necessary for me to allude to the subject, Your Body having, no doubt, duly considered the wants of the Territory, in this respect.

A Law will undoubtedly be passed at the ensuing Session of the Legislature for the collection of the Revenue of the Territory, which law will in all probability, go into effect before the next year, & for this I deem it proper to call your attention to the unpaid taxes of the present year.

The Collectors of the Revenue in the several different counties complain of the inefficacy of the present law in collecting them & making collections, and I would suggest the propriety of passing a Special Law providing for the collection of the taxes of 1858, or else some other Law as to enable them to collect promptly and pay the funds to meet the outstanding indebtedness of the Territory.

Direction mailed of great importance in carrying
Foregoing in the most of the counties have not been able to procure
from the Different Land Offices of all the Pre-emption Lands in their
Counties at the time required instead of ascertaining the names of the
ordering Lands [illegible] description of the same except through the Land
Offices - [illegible] all that were [illegible] to procure
a full and complete list of all the lands that have been entered, giving a
description of the [illegible] with the
name of the [illegible]
of the Lands, such [illegible]
[illegible]
[illegible]
[

List of Officers of the 69th Pennsylvania Infantry

Corps of Officers, U.S. Infantry

U.S. Troops

Corporals

List of the members of the Fifth Epistolary

Council

Know all men by these presents, that we Edward Morton
as principal and [illegible] as
sureties, are held and firmly
bound unto the Territory of Nebraska in
the penal sum of two thousand dollars
United States, to be paid to the said Ter-
itory or assigns. For which payment well
and truly to be made we and each of us bind ourselves
and our respective heirs, executors and administrators
firmly by these presents.

Sealed and dated this twenty ninth day
of December one thousand eight hundred and fifty eight.

Whereas the above bounden Edward Morton has this
been appointed Public Printer of the said Territory of Nebraska, by
the Secretary thereof, to print the Journals of, and the Laws passed by the
Legislature of said Territory from the year [illegible] the date of
bond, and the said Edward Morton has accepted the said appoint-
ment.

Now therefore the condition of the above obligation is such that if
the said Edward Morton shall well and truly discharge the duties
and trusts of Public Printer, for the purposes aforesaid, under the dir-
ection and supervision of the Secretary of State, and accepted in office
this obligation to be void and null, otherwise to remain in full
force and effect.

(Signed)

Edward Morton
William A. Gilmore
Wm. M. Fisher
Geo. L. Curtis
Fred Kimball

Requisition